

Message Text

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ACTION IO-10

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INFO AMEMBASSY MADRID

AMEMBASSY NOUAKCHOTT

AMEMBASSY RABAT

AMEMBASSY ALGIERS

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E.O. 11652: N/A

TAGS: PFOR UN MO SS

SUBJ: SPANISH SAHARA

FOLLOWING IS ENCLOSURE TO MAY 27 LETTER FROM MOROCCAN
CHARGE TO SYG, SETTING FORTH MOROCCAN POSITION CONCERNING
SAHARA IN LIGHT OF SPANISH STATEMENT OF MAY 23.

QTE

TEXT CIRCULATED AS UNGA DOCUMENT A/10097. OF MAY 28.

ON THE DAY FOLLOWING THE DECISION BY THE INTERNATIONAL COURT
OF JUSTICE RECOGNIZING THE EXISTENCE OF A LEGAL DISPUTE BETWEEN
SPAIN AND MOROCCO AND AUTHORIZING MOROCCO TO CHOOSE A
JUDGE AD HOC, AND AT A TIME WHEN THE UNITED NATIONS VISITING
MISSION IS CARRYING OUT ITS INQUIRY, THE SPANISH GOVERNMENT
CONSIDERED ITSELF OBLIGED TO TAKE TWO STEPS REGARDING MOROCCAN SAHARA
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FIRST, A STATEMENT WAS ISSUED FOLLOWING A MEETING OF THE COUNCIL

OF MINISTERS ON 23 MAY 1975, IN WHICH SPAIN STATED THAT IT INTENDED TO PRECIPITATE THE TRANSFER OF POWERS AND DEFINITELY END THE SPANISH PRESENCE IN THE TERRITORY.

SECOND, A COMMUNICATION OF THE SAME DATE WAS ADDRESSED TO THE SECRETARY-GENERAL OF THE UNITED NATIONS, IN WHICH THE SPANISH GOVERNMENT PROPOSED THE CONVENING OF WHAT IT REFERS TO AS A CONFERENCE OF THE PARTIES CONCERNED AND THE SENDING OF OBSERVERS TO THE TERRITORY.

HAVING STUDIED IN DETAIL THE TERMS OF THIS NEW POLICY AND EVALUATED THEIR SCOPE AND THE DEVELOPMENTS WHICH MAY RESULT THEREFROM, THE GOVERNMENT OF HIS MAJESTY THE KING WISHES TO MAKE THE FOLLOWING OBSERVATION:

THE SPANISH GOVERNMENT, WHILE AFFIRMING THAT IT WISHES TO COMPLY WITH THE DECISIONS OF THE UNITED NATIONS, IS CLEARLY CREATING AN EQUIVOCAL SITUATION AND AN ATMOSPHERE OF CONFUSION. IN FACT, IT WISHES TO IGNORE THE GENERAL ASSEMBLY DECISION INVITING IT TO POSTPONE ALL ACTION UNTIL THE ASSEMBLY HAS DECIDED ON THE POLICY TO BE FOLLOWED IN ORDER TO ACCELERATE THE DECOLONIZATION PROCESS IN THE TERRITORY IN THE LIGHT OF THE ADVISORY OPINION GIVEN BY THE INTERNATIONAL COURT OF JUSTICE.

MOREOVER, THE STEPS TAKEN BY THE SPANISH GOVERNMENT IMPEDE THE FULFILMENT OF THE MANDATE OF THE UNITED NATIONS VISITING MISSION.

LASTLY, THE SPANISH MANOEUVRE TENDS TO RENDER PURPOSELESS THE PROCEEDINGS BEFORE THE INTERNATIONAL COURT OF JUSTICE INSTITUTED AT THE REQUEST OF THE GENERAL ASSEMBLY OF THE UNITED NATIONS.

THE PRECIPITATION WHICH MARKS THE NEW STEPS TAKEN BY SPAIN CAN IN FACT BE EXPLAINED, AT THE LOCAL LEVEL, ONLY BY THE DEFECTION OF ELEMENTS ON WHICH SPAIN BELIEVED IT COULD RELY TO CARRY OUT ITS SECESSIONIST POLICY, PARTICULARLY THE PARTI DE L'UNION NATIONALE SAHARAOUI (PUNS), THE ONLY PARTY LEGALLY RECOGNIZED BY SPAIN, WHICH NOW SUPPORTS MOROCCO, UNCLASSIFIED

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AND AT THE INTERNATIONAL LEVEL BY THE ORDER OF THE INTERNATIONAL COURT OF JUSTICE, DATED 22 MAY 1975, CONFIRMING THE EXISTENCE OF A LEGAL DISPUTE BETWEEN SPAIN AND MOROCCO REGARDING SAHARA.

FACED WITH THE SITUATION WHICH THE SPANISH GOVERNMENT IS THUS SEEKING TO CREATE, MOROCCO INTENDS TO ASSUME FULLY AND IN ANY EVENT ITS RESPONSIBILITIES DERIVING FROM HISTORY AND THE

LAW.

THE GOVERNMENT OF HIS MAJESTY THE KING WISHES TO RECALL,
IN THAT CONNEXION, THE TERMS OF THE VARIOUS STATEMENTS MADE
BY HIS MAJESTY THE KING AND THE TOTAL
UNITED OF THE MOROCCAN PEOPLE AROUND THEIR SOVEREIGN FOR THE
DEFENCE OF THE KINGDOM AND ITS TERRITORIAL INTEGRITY.

THE GOVERNMENT OF HIS MAJESTY THE KING, WHICH IS VIGILANTLY
FOLLOWING THE DEVELOPMENT OF THE SITUATION IN SAHARA, DRAWS
THE ATTENTION OF ARAB, AFRICAN AND INTERNATIONAL PUBLIC OPINION
TO THE GRAVITY OF THE BASIC IDEAS OF THE NEW SPANISH
POLICY AND THE CONSEQUENCES FOR PEACE AND SECURITY IN THE
REGION WHICH MIGHT RESULT THEREFROM. UNQTE.
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